

BRISTOL TOWNSHIP

2501 BATH ROAD BRISTOL, PA 19007 (215) 785-0500 FAX (215) 785-2131

COUNCIL MEETING

June 18, 2009

The meeting was called to order by President Tarlini at 7:12 P.M.

EXECUTIVE SESSION: personnel and litigation were discussed.

President Tarlini called for a Moment of Silence and Pledge of Allegiance.

ROLL CALL: Council Members, Tarlini, Pluta, Monahan and Davis were present. Councilman Mobley was not present at the meeting.

Public comments will be taken on Land Development and Official action items. General comments will be taken during Opportunity for Residents to Address Council.

Mr. Sacco stated a phone call was received, Councilman Mobley is resigning. A letter was provided; the effective date is June 21, 2009. The letter will be included in the minutes.

Councilman Monahan called for the motion to accept the resignation from Mr. Mobley from Council. Second by Councilwoman Davis. Poll: all ayes. Motion approved.

Mr. Sacco stated under the code Council has thirty days to fill the vacancy. This must be filled prior to the date of the regular meeting for July.

President Tarlini said the appointment is through December 31, 2009 (six months). We will accept résumés through June 25, 2009. Council will receive them in the packet for review. Then the interviews will be public on Thursday July 2, 2009 at 6:00 P.M. This will not be televised. The appointment will be Tuesday July 7, 2009 at 6:00 P.M. That will be public and not televised. The person appointed will need to be sworn in (not public) by July 18. Then publically be sworn in on July 23, 2009 at the regular meeting.

Councilwoman Davis called for the motion to accept résumés' until Thursday June 25, 2009, have interviews July 2, 2009 at 6:00 P.M. and appoint on July 7, 2009 at 6:00 P.M. Poll: all ayes. Motion approved.

EXECUTIVE REPORT:

Appointments to Boards & Commissions; Mayor Fenton nominated Rick Sabatini for a six year reappointment to the Civil Service. Councilman Monahan called for the motion to reappoint Rick Sabatini to the Civil Service. Second by Vice President Pluta. Poll: all ayes. Motion approved.

BRISTOL TOWNSHIP COUNCIL

June 18, 2009

Mayor Fenton nominated Chuck Clayton for a three year appointment for Zoning. Councilwoman Davis called for the motion to appoint Chuck Clayton for a three year appointment for Zoning. Second by Councilman Monahan. Poll: Councilmembers Monahan, Davis and Tarlini voted yes. Councilmember Pluta abstained. Motion approved 3 ayes, 1 abstain.

Mayor Fenton nominated Ron Smith to the Planning Commission for a four year term. Councilman Monahan called for the motion to reappoint Ron Smith to the Planning Commission. Second by Vice President Pluta. Poll: all ayes. Motion approved.

Mayor Fenton nominated Kathy Geisel to the Planning Commission for a four year term. Vice President Pluta called for the motion to appoint Kathy Geisel to the Planning Commission for a four year term. Second by Councilman Monahan. Poll: all ayes. Motion approved.

Mayor Fenton nominated Nancy Thatch to the Planning Commission for a three year term. Vice President Pluta called for the motion to appoint Nancy Thatch to the Planning Commission for a three year term. Second by Councilman Monahan. Poll: all ayes. Motion approved.

Mayor Fenton nominated Anthony Cerocha to the Planning Commission for a three year term. Councilman Monahan called for the motion to appoint Anthony Cerocha to the Planning Commission for a three year term. Second by Councilwoman Davis. Poll: all ayes. Motion approved.

Mayor Fenton nominated Bill Ryan to the Industrial Development Board for a three year term. Vice President Pluta called for the motion to reappoint Bill Ryan to the Industrial Development Board for a three year term. Second by Councilman Monahan. Poll all ayes. Motion approved.

Mayor Fenton nominated Ruth Sieger to the Industrial Development Board for a three year term. Councilman Monahan called for the motion to appoint Ruth Sieger to the Industrial Development Board for a three year term. Second by Vice President Pluta. Poll: all ayes. Motion approved.

Mayor Fenton nominated Douglas Gould to the Industrial Development Board for a three year term. President Tarlini called for the motion to appoint Douglas Gould to the Industrial Development Board for a three year term. Second by Vice President Pluta. Poll: all ayes. Motion approved.

Mayor Fenton nominated Cindy Peto to the Recreation Board for a four year term. Councilman Monahan called for the motion to appoint Cindy Peto to the Recreation Board for a four year term. Second by Councilman Pluta. Poll: all ayes. Motion approved.

Mayor Fenton nominated Betsy Watts to the Recreation Board for a three year term. Councilwoman Davis called for the motion to appoint Betsy Watts to the Recreation Board for a three year term. Second by Councilman Monahan. Poll: all ayes. Motion approved.

Mayor Fenton nominated Sandra Hudson to the Recreation Board for a three year term. Vice President Pluta called for the motion to appoint Sandra Hudson to the Recreation Board for a three year term. Second by President Tarlini. Poll: all ayes. Motion approved.

VOUCHER LIST & REQUISITION AND MINUTES:

- A. Councilman Monahan called for the motion to approve the outstanding voucher list and requisitions for May 2009. Second by Councilwoman Davis.

Roll Call Vote:	Councilman Monahan	yes
	Councilwoman Davis	yes
	Vice President Pluta	yes
	President Tarlini	YES- except vendor #2313 (\$3,571.15 Mobley vs. Tarlini)

Motion Approved 4-0

- B. Vice President Pluta called for the motion to approve the outstanding voucher list and requisitions for the Sewer Department for May 2009. Second by Councilman Monahan.

Roll Call Vote:	Councilman Monahan	yes
	Councilwoman Davis	yes
	Vice President Pluta	yes
	President Tarlini	yes

Motion Approved: 4-0

- C. Call for a motion to approve minutes from the following Council Meetings: March 19, 2009 and April 2, 2009. Councilwoman Davis called for the motion to approve the minutes of March 19, 2009. Second by Councilman Monahan.

Roll Call Vote:	Councilman Monahan	yes
	Councilwoman Davis	yes
	Vice President Pluta	yes
	President Tarlini	yes

Motion approved: 4-0

Councilman Monahan called for the motion to approve the minutes of April 2, 2009. Second by Councilwoman Davis.

Roll Call Vote:	Councilman Monahan	yes
	Councilwoman Davis	yes
	Vice President Pluta	yes
	President Tarlini	yes

Motion approved: 4-0

REPORT FROM MANAGING DIRECTOR:

Mr. Bartlett opened bids for the Local Fire Company Grants which are sponsored by the Township. Costs are covered by the Fire Company Grant for the Edgely reroofing Fire Company project. They will go to their engineer to evaluate. The bids were from ETNA Roofing, Gemar Contracting and NE Union Inc. The bid will be awarded at the July meeting.

Councilman Monahan called for the motion to authorize the filing of the application for home funds for Community Development (resolution number 14-2009), used to assist first time homebuyers. This is done every year as a requirement of the application. Second by Vice President Pluta. Poll: all ayes. Motion approved.

Vice President Pluta called for the motion to approve Resolution number 16-2009 for the Casino Grant money. \$28,000 from the Redevelopment Authority for Traffic Sign-Port Generators. Second by Councilman Monahan. Poll: all ayes. Motion approved.

Mr. Bartlett asked for approval of the final report plan for Croydon from Pennoni. The project is a grant through the DCED. It is complete and we received the final plan. This closes out the TRID project planning. Councilman Monahan called for the motion to approve the final report plan for Croydon from Pennoni. Second by Councilwoman Davis. Poll: all ayes. Motion approved.

Update of MS4 Storm Water Report; Mr. Bartlett stated the Township was requested to submit a report to the EPA for the stormwater run off. The report was completed and submitted. One major component is to educate residents. It is illegal to dump oil or anything else. Anyone who sees dumping should report it to the Township. We can clean up the environment on a local level and help downstream. We recently cleaned up hydraulic fluid which was reported to us. Please report leaking cars, illegal dumping of oil, etc., and contractors are given information on this. There is a link on our website for this. A number of different departments coordinate throughout the year on the MS4 Storm Water Report.

Councilwoman Davis stated Delaware Avenue has to come out three feet; you can't see because of parked cars. L&I recommended us to put a sign don't park ten foot from the curb. Chief McAndrew stated we will study the problem and probably put a sign no parking from here to the corner.

SUBDIVISION/LAND DEVELOPMENT

Land Development

1. Quarles Petroleum Inc., 1701 Fall Hill Avenue, Suite 300, Fredericksburg, VA, requesting Final Land Development approval for property located on Edgely Access Road, Levittown (Tax Parcel #5-70-41-4) in order to construct an unattended fuel station in an M-1 Light Manufacturing zoned district of Bristol Township. Jeff Skinner was the representatives, he gave a PowerPoint presentations. Access is directly from Runway Road. It is now used to store trucks. Traffic will exit Edgely to Runway road. This will service fleets of local companies who have accounts with Quarles Petroleum Inc. They use card readers. A letter was given from the State who will only approve this after the Township. \$2,550 in lieu of sidewalks in front, \$1,000 in lieu of curbing in the front is proposed. The Bucks County conservation district sent a review letter. There are some issues outstanding. This will be submitted before the building application. The Fire Marshall reviews at the Building Application process. Gary Smith stated this should be sent before the Bucks County Conservation before the building permits are issued. Councilwoman Davis called for the motion contingent on approvals from the Bucks County Conservation and DEP to approve the property located on Edgely Access Road, Levittown (Tax Parcel #5-70-41-4) in order to construct an unattended fuel station in an M-1 Light Manufacturing zoned district of Bristol Township. Second by Councilman Monahan. Poll all ayes. Motion approved.

COUNCIL ITEMS:

- A. Councilman Monahan called for the motion to reapprove the plans for project Bristol Ventures, L.P, Route 13 and Beaver Dam Roads. Second by Councilwoman Davis.

Roll Call Vote: Councilman Monahan aye
Councilwoman Davis aye
Vice President Pluta aye
President Tarlini aye

Motion approved: 4-0

- B. Vice President Pluta called for the motion to approve the Proposal for Engineering Services – Phase III and IV in regards to the Bristol Township Sewage Treatment Plant Improvements. Mr. Bartlett stated this is from T&M as related to Pennvest, H2O Stimulus at the plant. Second by President Tarlini.

Roll Call Vote: Councilman Monahan aye
Councilwoman Davis aye
Vice President Pluta aye
President Tarlini aye

Motion approved: 4-0

- C. Councilwoman Davis called for the motion to approve Resolution #15-2009 Payment Request for \$16,400 of the Municipal Grant Program Contract #2008-11; BCRDA Reference #: RA30-208-16 (Gun Buy Back Program). Second by Councilman Monahan.

Roll Call Vote: Councilman Monahan aye
Councilwoman Davis aye
Vice President Pluta aye
President Tarlini aye

Motion approved: 4-0

- D. Councilman Monahan called for the motion to approve Ordinance 209-02 Amending Chapter 191, Vehicles and Traffic; Section 73, "Schedule IX: Stop Intersections", of the Code of Ordinances of the Township of Bristol establishing East/West Stop Signs on Prospect Avenue at the intersection of Norwood Avenue. Second by Vice President Pluta.

Roll Call Vote: Councilman Monahan aye
Councilwoman Davis aye
Vice President Pluta aye
President Tarlini aye

Motion approved: 4-0

- E. Call for a motion to authorize the Township Solicitor to begin process to abolish the Bristol Township Sewer Authority. Mr. Sacco clarified the resolution: we will file certification of termination with the state. The Authority was set up to fund the sewer plant. Previously authorities were used to borrow for plant and buildings. In 2003 the building was paid off (it is still in the Authority name). The last payment on the Bank Note was in March of 2009. The Authority is due to expire in 2009. The motion will approve filing the termination with the State and approving the resolution to terminate. Vice President Pluta called for the motion to authorize the Township Solicitor to begin process to abolish the Bristol Township Sewer Authority. Second by Councilwoman Davis.

Roll Call Vote: Councilman Monahan aye
Councilwoman Davis aye
Vice President Pluta aye
President Tarlini aye

Motion approved: 4-0

- F. Vice President Pluta called for the motion to adjust the Liquid Fuels Road Project list. Vice President Pluta said this will expand the project to include the second half of Crabtree Drive and Cranberry Lane. Streets are not being eliminated from the list. We are still under the limit for total yardage. Second by Councilman Monahan.

Roll Call Vote: Councilman Monahan aye
Councilwoman Davis aye
Vice President Pluta aye
President Tarlini aye

Motion approved: 4-0

BRISTOL TOWNSHIP COUNCIL

June 18, 2009

- G. President Tarlini called for the motion to approve a traffic study for a stop sign at the location of Maple Avenue and Sycamore Avenue, Croydon as requested by a resident. Second by Vice President Pluta.

Roll Call Vote: Councilman Monahan aye
Councilwoman Davis aye
Vice President Pluta aye
President Tarlini aye

Motion approved: 4-0

REPORT FROM DIRECTOR OF BUILDING, PLANNING & ZONING:

Mr. Kucher reported complaints are being received for TH Properties. The citation was sent to Judge Pronto's Office. We cut the grass and placed liens.

July 13, 2009 is the hearing for Habitat for Humanity for the Miller's Trailer Park.

Contractors must be registered with the State by July 1, 2009.

REPORT FROM SOLICITOR:

Mr. Sacco reported on the vending tax (local laundry impact). We met this week to review the current ordinance and business owners complaints to reduce the fee and bring it in line with other townships. This is a vending tax and must be changed by ordinance. Three advertisements over a four week period are required. This will most likely be done by ordinance effective next year (2010). We will be doing away with the per slot fee and it will be a flat rate.

OTHER:

Councilman Pluta stated June 19th at 2:00 P.M. Bristol Township Recreation Board will dedicate the refurbished park at Pacific Avenue.

Councilwoman Davis called for the motion to change the August 13, 2009 Council meeting to August 20, 2009. Second by Councilman Monahan. Poll: all ayes. Motion approved.

President Tarlini thanked the DV3 with a plaque of support on behalf of Council. This is in recognition of the support for the Don W. Jones Memorial. The plaque will be placed proudly in the Township building.

PUBLIC COMMENT:

1. Deborah Slovich- spoke of a neighbor's property at 17 Coral Lane. The homeowner is in a nursing home. The adult son is away and comes occasionally but the house is covered with ivy and there are problems with trees and the yard is a mess. Wild animals are finding housing at the location. The Board of Health was called because rats were crawling. Bats are now living there in the trees. The son did hire a tree contractor and paid a large amount of money which did not repair the entire condition of the neighbor's yard. President Tarlini asked what the Board of Health advised? Ms. Slovich said they don't need to be fined again; someone needs to clean it up. It has been a forest for fourteen years. The Board of Health will fine them but the problem would continue. President Tarlini stated you have to go to the Board of Health. They take care of rats and animal problems. The Board of Health will get involved with rats on your property. Mr. Bartlett stated the homeowner is responsible for maintenance on their property. There is a process. L&I went out for high grass and weed complaints. They have been contacted. You can't regulate the ivy.
2. West Retzler- asked if it is permitted to put fifteen mile per hour signs or does Penn dot have to approve that? Mr. Bartlett responded the case we spoke of was a not recognized road (Sycamore Avenue) it was a pathway. Now it is asphalted. This street was not ever regulated with a speed limit. This street is not counted for liquid fuels money by the State. Mr. Lawson stated we are looking for the safety of kids and a watch children sign.
3. Bob Lewis-asked about the abolishment of the Bristol Township Authority. Mr. Sacco stated the Bristol Township Authority was, for a period of time to running the sewer department. They were also assigned to construct this building.
4. R.M. Sieger- said she thought Ms. Slovich should have gotten more help with her problem. Mr. Bartlett explained sometimes even though it s frustrating we have to work through the process. There is a possum problem, which will be handled through the game commission. I spoke with the employees and made sure we were addressing this. Mr. Kucher stated I spoke to her. We would need permission from a judge to go on the property and correct the situation. This is a private property issue.

ADJOURNMENT:

Councilwoman Davis called for the motion to adjourn. Second by Councilman Monahan. Poll: all ayes. Motion approved. The meeting adjourned at 8:45 P.M.

Respectfully submitted
Denise Gorry
Secretary

/dg

MOTIONS APPROVED:

- 1) Accept the resignation from Mr. Mobley from Council. Second by Councilwoman Davis.
- 2) Accept résumés' until Thursday June 25, 2009, have interviews July 2, 2009 at 6:00 P.M. and appoint on July 7, 2009 at 6:00 P.M.
- 3) Reappoint Rick Sabatini to the Civil Service.
- 4) Appoint Chuck Clayton for a three year appointment for Zoning.
- 5) Reappoint Ron Smith to the Planning Commission.
- 6) Appoint Kathy Geisel to the Planning Commission for a four year term.
- 7) Appoint Nancy Thatch to the Planning Commission for a three year term.
- 8) Appoint Anthony Cerocha to the Planning Commission for a three year term.
- 9) Reappoint Bill Ryan to the Industrial Development Board for a three year term.
- 10) Appoint Ruth Sieger to the Industrial Development Board for a three year term.
- 11) Appoint Douglas Gould to the Industrial Development Board for a three year term.
- 12) Appoint Cindy Peto to the Recreation Board for a four year term.
- 13) Appoint Betsy Watts to the Recreation Board for a three year term.
- 14) Appoint Sandra Hudson to the Recreation Board for a three year term.
- 15) Approve the outstanding voucher list and requisitions for May 2009.
- 16) Approve the Proposal for Engineering Services – Phase III and IV in regards to the Bristol Township Sewage Treatment Plant Improvements. Mr. Bartlett stated this is from T&M as related to Pennvest, H2O Stimulus at the plant.

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June 18, 2009

- 17) Approve Resolution #15-2009 Payment Request for \$16,400 of the Municipal Grant Program Contract #2008-11; BCRDA Reference #: RA30-208-16 (Gun Buy Back Program).
- 18) approve Ordinance 209-02 Amending Chapter 191, Vehicles and Traffic:, Section 73, "Schedule IX: Stop Intersections", of the Code of Ordinances of the Township of Bristol establishing East/West Stop Signs on Prospect Avenue at the intersection of Norwood Avenue.
- 19) Authorize the Township Solicitor to begin process to abolish the Bristol. Township Sewer Authority.
- 20) Adjust the Liquid Fuels Road Project list. Vice President Pluta said this will expand the project to include the second half of Crabtree Drive and Cranberry Lane.
- 21) Approve a traffic study for a stop sign at the location of Maple Avenue and Sycamore Avenue, Croydon as requested by a resident.
- 22) Change the August 13, 2009 Council meeting to August 20, 2009.

To the residents of Bristol Township and its government:

I accepted my seat with the understanding that Council was working for positive change. It quickly became clear that my definition of positive change differs greatly from that of the other members. I strongly disagree with some actions taken by Council as well as what I believe are conflicts of interest, but I am one vote against four.

The primary election, in which I ran with a slate of independent Democrats, was a bitter one marked by actions by my opponents that had nothing to do with the issues. This is another reason why I no longer wish to spend my time attempting to serve with them.

Therefore, I hereby resign my position on Council effective June 21.

I emphasize that my resignation is not due to pressure by the District Attorney's office, which is not pursuing my removal over the minor crime for which I was convicted 30 years ago, which was publicized by my opponents just before the election despite being well-known to both parties for at least two years.

I wish the people of Bristol Township well but offer this advice: Watch your elected officials, and exercise your right and duty to vote. Voter turnout on May 19 was only 11 percent, which is roughly the percentage controlled by party leaders. It's not enough to voice support if you fail to vote.

Sincerely,
Don Mobley

cc: Larry
Harvey

6/18/09

	NAME	STREET ADDRESS	AGENDA (X)	OTHER (X)
8:13	1 Deborah Stonich	19 Coral Lane	17	Wild Animal
8:30	2 WEST KOZLUSZ	504 WESTERW	corallane	Breed of ground
8:35	3 BOB LEWIS	202 LOUISE AVE	✓	✓
8:37	4 P.M. Siegen	Levittown	P	?
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